



01-31-05

2645
DFV

Attorney Docket No.: 4704P012

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Steven Lurie

Application No: 09/764,021

Filed: January 16, 2001

For: SYSTEM AND METHOD FOR AN
ONLINE SYSTEM
PATCH-THROUGH

)
) Examiner: Chow, Ming

)
) Art Unit: 2645

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

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Date of Deposit: **January 27, 2005**

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Christopher P. Marshall

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Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

XXX 37 C.F.R. §1.97(b).

_____ 37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is one of the following:

_____ A statement pursuant to 37 C.F.R. §1.97(e) or

_____ A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

_____ 37 C.F.R. §1.97(d). If so, then enclosed with this Information Disclosure Statement are the following:


- (1) A statement pursuant to 37 C.F.R. §1.97(e); and
- (2) A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

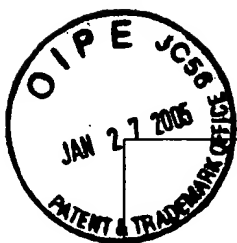
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: 1/27/05



Van N. Nguy
Reg. No. 55,851

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025
(403) 720-8300

**FEE TRANSMITTAL FOR FY 2005**

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TOTAL AMOUNT OF PAYMENT (\$) 0.00

Complete if Known:

Application No. 09/764,021
Filing Date January 16, 2001
First Named Inventor Steven Lurie
Examiner Name Chow, Ming
Art Unit 2645
Attorney Docket No. 4704P012

Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify)**Deposit Account**Deposit Account Number : 02-2666

Deposit Account Name: _____

☒ The Director is Authorized to do the following with respect to the above-identified Deposit Account:☒ Charge fee(s) indicated below.☒ Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.☐ Charge fee(s) indicated below except for the filing fee☒ Credit any overpayments.☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Large Entity		Small Entity		Fee Description		Fees Paid (\$)
Fee Code	Fee (\$)	Fee Code	Fee (\$)			
1011	300	2011	150	Utility application filing fee	1,000/500	
1111	500	2111	250	Utility search fee		
1311	200	2311	100	Utility examination fee		
1012	200	2012	100	Design application filing fee	430/215	
1112	100	2112	50	Design search fee		
1312	130	2312	65	Design examination fee		
1013	200	2013	100	Plant filing fee	660/330	
1113	300	2113	150	Plant search fee		
1313	160	2313	80	Plant examination fee		
1004	300	2004	150	Reissue filing fee	1,400/700	
1114	500	2114	250	Reissue search fee		
1314	600	2314	300	Reissue examination fee		
1005	200	2005	100	Provisional application filing fee		
SUBTOTAL (1) \$ <u>0.00</u>						

2. EXCESS CLAIM FEES

		<u>Extra Claims</u>	<u>Fee from</u> <u>below</u>	<u>Fees Paid (\$)</u>
Total Claims	_____ - 20 or HP = _____		X _____	= _____
HP = highest number of total claims paid for, if greater than 20				
Independent Claims	_____ - 3 or HP = _____		X _____	= _____
HP = highest number of independent claims paid for, if greater than 3				
Multiple Dependent Claims			_____	= _____

<u>Large Entity</u>		<u>Small Entity</u>		
<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	
<u>Code</u>	<u>(\$)</u>	<u>Code</u>	<u>(\$)</u>	<u>Fee Description</u>
1202	50	2202	25	Each claim over 20
1201	200	2201	100	Each independent claim over 3
1203	360	2203	180	Multiple dependent claims, if not paid
1204	200	2204	100	Reissue: each claim over 20 and more than in the original patent
1205	50	2205	25	Reissue: each independent claim more than in the original patent

SUBTOTAL (2) \$ 0.00

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each add'l</u> <u>50 or fraction thereof</u>	<u>Fee from</u> <u>below</u>	<u>Fees paid (\$)</u>
_____	- 100 = _____	/ 50 = _____ (round up to whole number)	X _____	_____

<u>Large Entity</u>		<u>Small Entity</u>		
<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	
<u>Code</u>	<u>(\$)</u>	<u>Code</u>	<u>(\$)</u>	<u>Fee Description: Application size fee for each additional group of 50 sheets</u> <u>beyond initial 100 sheets (count spec & drawings except sequences & program listings):</u>
1081	250	2081	125	Utility
1082	250	2082	125	Design
1083	250	2083	125	Plant
1084	250	2084	125	Reissue

SUBTOTAL (3) \$ 0.00

FEE CALCULATION (continued)**4. OTHER FEE(S)**

				Fees Paid (\$)	
Non-English Specification, \$130 fee (no small entity discount)					
<u>Large Entity</u>		<u>Small Entity</u>			
Code	Fee (\$)	Code	Fee (\$)	Fee Description	
1051	130	2051	65	Surcharge - late filing fee or oath	_____
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	_____
1053	130	1053	130	Non-English specification	_____
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	_____
1813	8,800	1813	8,800	Request for inter parties reexamination	_____
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	_____
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	_____
1251	120	2251	60	Extension for reply within first month	_____
1252	450	2252	225	Extension for reply within second month	_____
1253	1,020	2253	510	Extension for reply within third month	_____
1254	1,590	2254	795	Extension for reply within fourth month	_____
1255	2,160	2255	1,080	Extension for reply within fifth month	_____
1401	500	2401	250	Notice of Appeal	_____
1402	500	2402	250	Filing a brief in support of an appeal	_____
1403	1,000	2403	500	Request for oral hearing	_____
1451	1,510	1451	1,510	Petition to institute a public use proceeding	_____
1452	500	2452	250	Petition to revive - unavoidable	_____
1453	1,500	2453	750	Petition to revive - unintentional	_____
1501	1,400	2501	700	Utility issue fee (or reissue)	_____
1502	800	2502	400	Design issue fee	_____
1503	1100	2503	550	Plant issue fee	_____
1462	400	1462	400	Petitions to the Commissioner (CFR 1.17(f) Group I)	_____
1463	200	1463	200	Petitions to the Commissioner (CFR 1.17(g) Group II)	_____
1464	130	1464	130	Petitions to the Commissioner (CFR 1.17(h) Group III)	_____
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	_____
1806	180	1806	180	Submission of Information Disclosure Stmt	_____
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	_____
1809	790	2809	395	For filing a submission after final rejection (see 37 CFR 1.129(a))	_____
1814	130	2814	65	Statutory Disclaimer	_____
1810	790	2810	395	For each additional invention to be examined (see 37 CFR 1.129(b))	_____
1801	790	2801	395	Request for Continued Examination (RCE)	_____
1802	900	1802	900	Request for expedited examination of a design application	_____
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.	_____
1505	300	1505	300	Publication fee for republication	_____
1803	130	1803	130	Request for voluntary publication or republication	_____
1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)	_____
1454	1,370	1454	1,370	Acceptance of unintentionally delayed claim for priority	_____
Other fee (specify) _____				_____	
Other fee (specify) _____				_____	
				SUBTOTAL (4) \$ 0.00	

*Reduced by Basic Filing Fee Paid

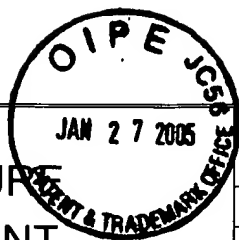
SUBMITTED BY:Typed or Printed Name: Van N. NguySignature: Date: 1/27/05Reg. Number: 55,851Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Substitute for Form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)



Complete if Known

Application Number	09/764,021
Filing Date	January 16, 2001
First Named Inventor:	Steven Lurie
Art Unit	2645
Examiner Name	Chow, Ming
Attorney Docket Number	4704P012

Sheet 1 of 5

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (If known)				
		US-	4,313,035	1/26/1982	Jordan, et al.	
		US-	4,645,873	2/24/1987	Chomet	
		US-	5,448,625	9/5/1995	Lederman	
		US-	5,574,780	11/12/1996	Andruska et al.	
		US-	5,701,419	12/23/1997	McConnell	
		US-	5,774,534	6/30/1998	Mayer	
		US-	5,802,502	9/1/1998	Gell et al.	
		US-	5,937,390	8/10/1999	Hyodo	
		US-	5,946,646	8/31/1999	Schena, et al.	
		US-	5,948,054	9/7/1999	Nielsen	
		US-	5,974,398	10/26/1999	Hanson, et al.	
		US-	5,987,118	11/16/1999	Dickerman et al.	
		US-	5,999,611	12/7/1999	Tatchell et al.	
		US-	6,006,197	12/21/1999	d'Eon, et al.	
		US-	6,167,449	12/26/2000	Arnold et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		AU 669 785	12/7/1995	Hickman		
		WO 00/57326	9/28/2000	Contadini et al.		
		WO 01/27825	4/19/2001	Faber		
		WO 02/44870	6/6/2002	Jacob et al.		

Examiner Signature	Date Considered
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS.

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First Named Inventor:	Steven Lurie
Art Unit	2645
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Sheet 2 of 5

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		Number-Kind Code ² (If known)				
		US-	6,188,761 B1	2/13/2001	Dickerman et al.	
		US-	6,230,287 B1	5/8/2001	Pinard et al.	
		US-	6,233,566 B1	5/15/2001	Levine et al.	
		US-	6,266,651 B1	7/24/2001	Woolston	
		US-	6,269,336 B1	7/31/2001	Ladd et al.	
		US-	6,301,342 B1	10/9/2001	Ander, et al.	
		US-	6,385,583 B1	5/7/2002	Ladd et al.	
		US-	6,389,541 B1	5/14/2002	Wie et al.	
		US-	6,400,806 B1	6/4/2002	Uppaluru	
		US-	6,430,276 B1	8/6/2002	Bouvier et al.	
		US-	6,434,527 B1	8/13/2002	Horvitz	
		US-	6,470,079 B1	10/22/2002	Benson	
		US-	6,470,317 B1	10/22/2002	Ladd et al.	
		US-	6,484,148 B1	11/19/2002	Boyd	
		US-	6,493,437 B1	12/10/2002	Olshansky	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴ Kind Code ⁵ (if known)				

Examiner Signature	Date Considered
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS.

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Sheet 3 of 5

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		Number-Kind Code ² (If known)				
		US-	6,493,671 B1	12/10/2002	Ladd et al.	
		US-	6,493,673 B1	12/10/2002	Ladd et al.	
		US-	6,510,417 B1	1/21/2003	Woods et al.	
		US-	6,519,570 B1	2/11/2003	Faber et al.	
		US-	6,523,010 B2	2/18/2003	Lauffer	
		US-	6,539,359 B1	3/25/2003	Ladd et al.	
		US-	6,546,372 B2	4/8/2003	Lauffer	
		US-	6,549,889 B2	4/15/2003	Lauffer	
		US-	6,560,576 B1	5/6/2003	Cohen et al.	
		US-	6,606,376 B1	8/12/2003	Trell	
		US-	6,636,590 B1	10/21/2003	Jacob et al.	
		US-	6,801,899 B2	10/5/2004	Lauffer	
		US-	US 2001/0037283 A1	11/1/2001	Mullaney	
		US-	US 2001/0048737 A1	12/6/2001	Goldberg, et al.	
		US-	US 2002/0038233 A1	3/28/2002	Shubov et al.	

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		Country Code ³	Number ⁴ Kind Code ⁵ (if known)				

Examiner
Signature

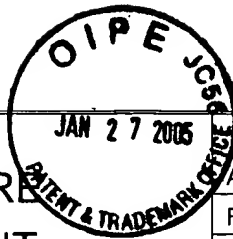
Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language translation is attached.

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STATEMENT BY APPLICANT**

(use as many sheets as necessary)

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Sheet	4	of	5	Application Number	09/764,021
				Filing Date	January 16, 2001
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		Number-Kind Code ² (if known)				
		US-	US 2002/0107697 A1	8/8/2002	Jensen	
		US-	US 2002/0120554 A1	8/29/2002	Vega	
		US-	US 2002/0133571 A1	9/19/2002	Jabob et al.	
		US-	US 2002/0191762 A1	12/19/2002	Benson	
		US-	US 2003/0043981 A1	3/6/2003	Lurie et al.	
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FOREIGN PATENT DOCUMENTS

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		Country Code ³	Number ⁴ Kind Code ⁵ (if known)				

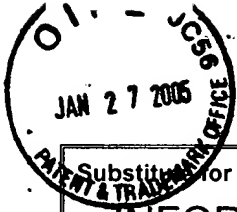
Examiner Signature		Date Considered	
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				Filing Date	January 16, 2001
				First Named Inventor:	Steven Lurie
				Art Unit	2645
				Examiner Name	Chow, Ming
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NON PATENT LITERATURE DOCUMENTS			
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		Keen.com, Inc. v. InfoRocket.com, Inc., Preliminary Injunction Hearing, pp. 286-289 (January 8, 2002)	
		Keen.com, Inc. v. InfoRocket.com, Inc., Complaint For Patent Infringement, Trade Dress Infringement and Unfair Competition; Demand for Jury Trial filed August 31, 2001, pp. 1-8 plus 17 pgs. Of attachments.	
		"Aspect Telecom: Aspect Integrates The Web Into The Call Center", M2 Presswire, August 1996	
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		"US Courts To Launch First Federal 900 Service", Federal Computer Week, September 28, 1992, page 8.	
		"Company Devoted To Hot-Line Support", Computer Reseller News, October 21, 1991, page 48.	
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		J. Sairamesh, et al., "NetBazaar: Networked Electronic Markets For Trading Computation And Information Services", Research and Advanced Technology for Digital Libraries, Second European Conference, ECDL 1998, pp. 839-856 (September 21-23, 1998)	
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		"Multimedia Communication In A Medical Environment", IEEE 1991 Singapore I.C. on Networks, page 166.	

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